

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

TIRSO DE JESUS BAEZ a/k/a
Hector Munoz

: **05 CR 10190 RWZ**
: CRIMINAL ACTION
:
: **COUNT ONE:**
: 18 U.S.C. §1028A -
: (Aggravated Identity Theft)
: **COUNT TWO:**
: 18 U.S.C. §911 (False
: Claim to U.S.
: Citizenship)
: **COUNT THREE:**
: 8 U.S.C. §1326(a) and (b)(1)
: (Illegal Re-entry by a
: Deported Alien)

INDICTMENT

COUNT ONE: 18 U.S.C. §1028A(a)(1) - Aggravated Identity Theft

Beginning on or about November 1, 2004 and continuing until
at least July 7, 2005, in the District of Massachusetts,

**TIRSO DE JESUS BAEZ a/k/a
Hector Munoz**

the defendant herein, did knowingly possess and use, without
lawful authority, a means of identification of another person, to
wit, a birth certificate, name and date of birth, during and in
relation to a false claim to United States citizenship in
violation of 18 U.S.C. §911 and illegal re-entry by a deported
alien in violation of 8 U.S.C. §1326(a).

All in violation of Title 18, United States Code, Section
1028A and 18 United States Code, Section 2.

The Grand Jury further charges:

COUNT TWO: 18 U.S.C. §911 - False Claim to United States
Citizenship

Beginning on or about October 31, 2001 and continuing until
at least July 7, 2005, in the District of Massachusetts,

**TIRSO DE JESUS BAEZ a/k/a
Hector Munoz**

the defendant herein, did falsely and willfully represent himself
to be a citizen of the United States.

All in violation of Title 18, United States Code, Section
911 and Title 18, United States Code, Section 2.

COUNT THREE: 8 U.S.C. §1326 -- Illegal Re-entry of Deported Alien

The Grand Jury further charges that:

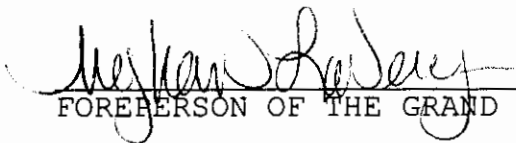
On July 7, 2005, at Boston, in the District of Massachusetts,

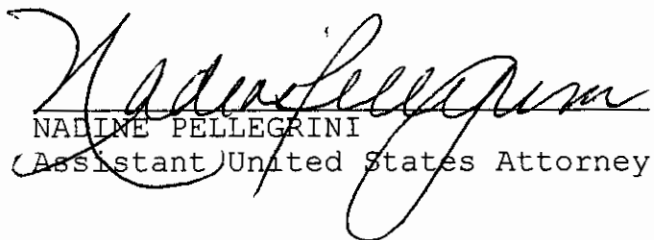
TIRSO DE JESUS BAEZ
a/k/a
HECTOR MUNOZ

the defendant herein, being an alien and having been excluded, deported and removed from the United States, was found in the United States without having received the express consent of the United States Attorney General prior to March 1, 2003, or the express consent of the Secretary of the Department of Homeland Security since that date, to reapply for admission to the United States.

All in violation of Title 8, United States Code, Sections 1326(a)(1) and (b)(1) and Title 6, United States Code, Sections 202(3) and (4) and Section 557.

A TRUE BILL


FOREPERSON OF THE GRAND JURY


NADINE PELLEGRINI
Assistant United States Attorney

DISTRICT OF MASSACHUSETTS

July 27, 2005

Returned into the District Court by the Grand Jurors and filed.


Deputy Clerk

12:22P

JS 45 (5/97) - (Revised USAO MA 12/29/04)

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency ICECity Boston Related Case Information:

County Suffolk Superseding Ind./ Inf. _____ Case No. _____
 Same Defendant _____ New Defendant _____
 Magistrate Judge Case Number _____
 Search Warrant Case Number _____
 R 20/R 40 from District of _____

Defendant Information:

Defendant Name Tirso DeJesus Baez Juvenile ☐ Yes ☒ NoAlias Name Hector Munoz

Address _____

Birth date (Year only): _____ SSN (last 4 #): _____ Sex M Race: H Nationality: DR

Defense Counsel if known: _____ Address: _____

Bar Number: _____

U.S. Attorney Information:

AUSA Nadine Pellegrini Bar Number if applicable _____Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: ☐ Yes ☒ No
☒ Warrant Requested ☐ Regular Process ☐ In Custody

Location Status:

Arrest Date: _____

☐ Already in Federal Custody as _____ in _____☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by _____ on _____Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 3

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.
Date: 7/27/05Signature of AUSA: Nadine Pellegrini

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District Court Case Number (To be filled in by deputy clerk):

05 CR 10190 RWZ

Name of Defendant Tirso DeJesus Baez

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 USC 1028A</u>	<u>Aggravated Identity Theft</u>	<u>1</u>
Set 2	<u>18 USC 911</u>	<u>False Claim to US Citizenship</u>	<u>2</u>
Set 3	<u>8 USC 1326(a)</u>	<u>Illegal re-entry by deported alien</u>	<u>3</u>
Set 4	<u></u>	<u></u>	<u></u>
Set 5	<u></u>	<u></u>	<u></u>
Set 6	<u></u>	<u></u>	<u></u>
Set 7	<u></u>	<u></u>	<u></u>
Set 8	<u></u>	<u></u>	<u></u>
Set 9	<u></u>	<u></u>	<u></u>
Set 10	<u></u>	<u></u>	<u></u>
Set 11	<u></u>	<u></u>	<u></u>
Set 12	<u></u>	<u></u>	<u></u>
Set 13	<u></u>	<u></u>	<u></u>
Set 14	<u></u>	<u></u>	<u></u>
Set 15	<u></u>	<u></u>	<u></u>

ADDITIONAL INFORMATION: